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KELLEY DRYE & WARREN LLP

LIMITED LIABILITY PARTNERSHIP

1200 19TH STREET, N.W.

SUITE 500

WASHINGTON, D C 20036

(202) 955-9600

FACSIMILE

(202) 955-9792

www.kelleydrye.com

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DIRECT LINE (202) 955-9788

EMAIL TDaubert@kelleydrye.com

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

January 21, 2004

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**BY HAND DELIVERY**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
c/o Vistronix, Inc.  
236 Massachusetts Avenue, N.E. Suite 110  
Washington, D C 20002

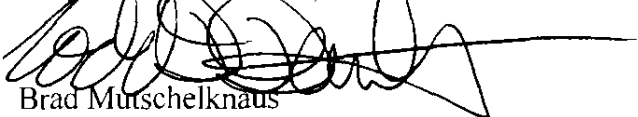
**Re: Clarification of Grande Communications, Inc., to Petition for Waiver of Sections 54.307 and 54.314 of the FCC's Rules, CC Docket No. 96-45**

Dear Ms. Dortch,

On behalf of Grande Communications, Inc., ("Grande") enclosed please find an original and four (4) copies of Grande's Clarification to Petition for Waiver ("Clarification") in the above-referenced proceeding. This Clarification is being filed at the request of FCC staff.

A duplicate copy of this petition is also attached. Please date-stamp the duplicate upon receipt and return it to the courier. Please do not hesitate to contact the undersigned should you have any questions regarding this filing.

Respectfully submitted,



Brad Mutschelknaus

Todd D. Daubert

Erin R. Swansiger

*Its Attorneys*

Encl

cc Andrew Kever, Esq., Grande Communications  
Thomas Buckley, Wireline Competition Bureau  
Sharon Webber, Wireline Competition Bureau

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**BEFORE THE  
FEDERAL COMMUNICATION COMMISSION  
WASHINGTON, D.C. 20554**

**RECEIVED**

**JAN 21 2004**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of

Grande Communications, Inc.

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CC Docket No. 96-45

**CLARIFICATION TO PETITION FOR WAIVER**

Grande Communications, Inc. ("Grande" or "the Company"), pursuant to Section 1.3 of the Commission's rules,<sup>1</sup> hereby clarifies its June 30, 2003 Petition for Waiver ("Petition")<sup>2</sup>, in which Grande requested a waiver of the December 30, 2002 deadline established in Section 54.307(c)(3) of the Commission's rules for working loop data submissions of CETCs, as well as a waiver of the January 1, 2003 certification deadline established in Section 54.314(d)(2) of the Commission's rules. In that Petition, Grande also requested that the Commission direct the Universal Service Administrative Company ("USAC") to accept a retroactively-filed December 30, 2002 line count submission as timely, and to deem the Company certified as of January 1, 2003, in order to permit the Company to receive rural high-cost universal service support effective as of the date that the Company was designated by the Public Utilities Commission of Texas ("Texas PUCO") as a CETC -- May 22, 2003. Grande specified that if its waiver Petition was granted, Grande immediately would take the necessary steps to make all filings with USAC necessary to receive support for the *second, third and fourth quarters of 2003*.

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<sup>1</sup> 47 C.F.R. § 1.3.

<sup>2</sup> *Grande Petition for Waiver* (filed June 30, 2003, corrected filing made July 1, 2003) ("Petition")

Grande hereby clarifies that its Petition also seeks a waiver of the March 30, 2003 deadline established in Section 54.307(c)(4) of the Commission's rules, 47 C.F.R. 54.307(c)(4), in order to permit Grande retroactively to submit line count information as of September 30, 2002 - a data submission that is required in order for Grande to receive rural high cost universal service support from the USAC in the third and fourth quarters of 2003.

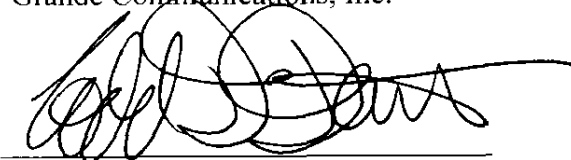
### **CONCLUSION**

For the reasons fully explained in the Petition, Grande respectfully requests, pursuant to Section 1.3 of the FCC's rules, a waiver of Sections 54.307(c)(3), 54.307(c)(4) and 54.314(d)(2) of the Commission's rules to permit it retroactively to submit its line count data for the March 30, 2003 line count filing

Respectfully submitted,

Grande Communications, Inc.

By



Brad E. Mutschelknaus  
Todd D. Daubert  
Erin R. Swansiger  
*Its Attorneys*

Dated: January 21, 2003

cc: Andrew Kever, Esq., Grande Communications, Inc  
Thomas Buckley, Esq., Wireline Competition Bureau  
Sharon Webber, Esq., Wireline Competition Bureau